

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Public Services - Legal Metrology Department - Allegation of Corruption against Sri A.Srinivasa Rao, former Inspector, Legal Metrology (Weights & Measures), Nellore District – Trapped by the ACB on 23.7.1992 – Prosecution – Criminal Charge filed – Trial Court Acquitted the A.O. – Crl.Appeal filed and same was dismissed by the Hon'ble High Court - Further action dropped against the A.O. in CC No.11/94 - Orders – Issued.

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CONSUMER AFFAIRS, FOOD & CIVIL SUPPLIES (VS) DEPARTMENT

G.O.MS No: 9

Dated: 24-05-2014.  
Read the following:-

1. From the CLM Procdgs.No.7490/V1/92, dt.29.8.1992
2. DG, ACB, no.66/rct/nnl/92 dt.24.12.94C.No.5/RCT-NNL/92, dt.24.12.92
3. G.O.Ms.No.421, F & CS(CS.III) Dept./ dt.26.9.1994 Dept. dt.18.8.2003.
4. Judgment delivered by the Spl. Judge for SPE & ACB Cases, Hyderabad dt.31.12.2010 forwarded by the DG, ACB Lr.No.66/RCT-NNL/92, dt.28.1.1997.
5. G.O.Rt.No.211 CAF & CS Dept. dt.29.4.1997.
6. Govt.Memo.No.2248/CS.III/W&M/93, dt.24.6.97
7. From the DG, ACB Lr.No.66/RCT-NNL/92, dt.10.12.2004 along with judgment of High Court of A.P.

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O R D E R:

Whereas in the reference 1<sup>st</sup> read above, Sri A.Srinivasa Rao, former Inspector, Legal Metrology (Weights & Measures) Nellore District was placed under suspension by the Controller of Legal Metrology, A.P. Hyderabad as the Accused Officer was trapped by the Anti Corruption Bureau on 23.7.1992 on the allegation that he demanded and accepted bribe of Rs.4, 000/- from the complainant, for doing official favor.

2. Whereas in the reference 3<sup>rd</sup> read above, sanction was accorded for prosecuting Sri A.Srinivasa Rao, former Inspector, Legal Metrology, in a Court of Law, on the above said allegation. A case in CC.No.11/94 has been registered in the court of law under sub-section (2) of section 13 read with clause(d) of sub-section (1) of section 13 and sections 7 and 11 of the Prevention of Corruption Act, 1988 (Act.No.49 of 1988) and for other cognate offences punishable under other provisions of law.

3. Whereas in the reference 4<sup>th</sup> read above, the Director General, Anti Corruption Bureau, Hyderabad has reported that the Spl.Judge for SPE & ACB Cases, Nellore has pronounced the judgment on 18.12.1996 acquitting the Accused Officer under section 248(1) Cr.P.C. of the charges framed against him under sections 7, 11 and 13 r/w 13(1) (d) of P.C.Act, 1988 and hence the Accused Officer was acquitted. He has also informed that the judgment of the Spl.Judge was examined by the Standing Counsel for ACB and he opined that this is a fit case for filing appeal in the High Court against the acquittal of A.O. In the reference 5<sup>th</sup> read above, orders were issued revoking the suspension of the Accused Officer pending disciplinary case.

4. In the reference 6th read above, Government have issued orders permitting the Director General, Anti Corruption Bureau, A.P .Hyderabad to file an appeal before the High Court of A.P. against the judgment of the Spl.Judge for SPE & ACB cases, Nellore dt.18.12.1996 in CC No.11/94.

5. In the reference 7<sup>th</sup> read above, the Director General, Anti Corruption Bureau, Hyderabad has reported that the Hon'ble High Court in its judgment dt.8.7.2004 has ordered that after carefully going through the oral and documentary evidence available on record, did not find any grounds to interfere with the judgment of the Spl.Judge. There are no grounds to reverse the order of acquittal passed by the Special Judge. The DG, ACB also stated that the Bureau is of the opinion that there are no grounds to prefer S.L.P. in the Supreme Court of India on the judgment of the High Court of A.P.

6. Government after careful examination of the matter, keeping in view the Hon'ble High Court orders dt.8.7.1994 in Crl.Appeal No.905/97, hereby decide to implement the Judgment of the Spl. Judge for SPE & ACB cases, Nellore, and to drop further action against Sri A.Srinivasa Rao, former Inspector, Legal Metrology, Nellore, and also to treat the suspension period from 29.8.1992 to 9.5.1997 as not on duty as the individual is acquitted on benefit of doubt.

7. Accordingly, Government is here by order that further action against Sri A.Srinivasa Rao, former Inspector, Legal Metrology, Nellore be dropped in C.C. No.11/94 and the suspension period from 29.8.1992 to 9.5.1997 be treated as "Not on Duty under FR.54-B(7) as the individual is acquitted on benefit of doubt.

8. The Controller of Legal Metrology, Andhra Pradesh, Hyderabad shall take necessary action.

( BY ORDER IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SUNIL SHARMA,  
E.O.SECRETARY TO GOVERNMENT

To  
Sri A.Srinivasa Rao, former Inspector Legal Metrology Department Nellore.  
**THROUGH:** the Contoller of Legal Metrology, A.P. Hyd.(2 Cop.)  
The Contoller of Legal Metrology, A.P. Hyderabad.  
The Director General, Anti Corruption Bureau, Hyderabad.  
The Secretary to the Vigilance Commissioner,  
A.P. Vigilance Commission, Secretariat, Hyderabad.  
SC/SF.

// forwarded by order //

SECTION OFFICER